

GOVERNMENT OF ANDHRA PRADEH
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Navipet (Mandal) – Mittapur and Kosli (Villages) – O.P.No.748/2005 – Sanction of **Rs.1,94,50,962/-** - Orders Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 383

DATE:14.06.2010

Read:

- 1) From the Spl.Collector, LA, SRSP, SSP & JCRGLIP, Hyderabad
Lr.No.E1/3013/2009, dated:02.11.2009.
- 2) From the Secy.to CCLA, AP, Hyd, Lr.No.SRP2/140/10,DT:12.03.09.

O R D E R:

The Special Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.748/2005 pertaining to Mittapur and Kosli (Villages) Navipet (Mandal) of Nizamabad District. The then Land Acquisition Officer, L.A.Unit, Pochampad had acquired the land for an extent of Acs.132.08 gts for submergence in the limits of Mittapur and Kosli (Villages) Navipet (M) by fixing the market value @Rs.28,500/- per acre for dry lands and @Rs.31,000/- per acre for I.D.lands vide Award No.26/04-05, dt:30.03.05. Thereafter in a reference made U/s.18 of the L.A.Act, the Hon'ble Court of the District Judge, Nizamabad in its order dt:23.04.2008 has enhanced the market value from Rs.28,500/- & Rs.31,000/- to Rs.1,00,000/-. The G.P for Appeals, High Court of A.P, Hyderabad has informed that the reference court has taken into consideration the G.O.Ms.No.56, I&CAD, dt:23.04.2002 wherein the Lok-Adalat had fixed the compensation for various categories. The Lok-Adalat fixed the compensation for lands classified as single crop, S.C.W.land under Govt.source where (2) crops of paddy is grown @Rs.1,00,000/-. As such the reference court has relied on the very same valuation and passed the award fixing the compensation @Rs.1,00,000/- per acre, as such there are no merits to prefer appeal in the matter.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.1,94,50,962/- (Rupees One crore ninety four lakhs fifty thousand nine hundred and sixty two only)** towards decretal charges in O.P.No.748/2005 pertaining to Mittapur and Kosli (Villages) Navipet (Mandal) of Nizamabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector (LA), SRSP, SSP & JCRGLIP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.748/2005 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to the following Head of Account "2701- Capital Out Lay – M & MI – 01 – Major Irrigation – Commercial – MH.116 - Sriramasagar Project –GH.11 – Normal State Plan – SH (26) Dams and Appurtenant works – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O.No.1848/F4(2)/2010-1, dated 20.04.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl.CS to Govt & CCLA, Andhra Pradesh, Hyderabad.

The Special Collector, LA, SRSP, SSP & JCRGLIP, Tarnaka, Hyd.

The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.

The Administrative-cum-Chief Engineer, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.2903/LA-III(A1/2009

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER